

FILED

August 29, 2024

CLERK, U.S. DISTRICT COURT
WESTERN DISTRICT OF TEXAS

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
WACO DIVISION**

BY: Jennifer Clark
DEPUTY

PALTALK HOLDINGS, INC.,

Plaintiff,

v.

CISCO SYSTEMS, INC.,

Defendant.

**CIVIL ACTION NO.:
6:21-cv-00757-ADA-DTG**


JURY TRIAL DEMANDED

VERDICT FORM

In answering the following questions, please follow the instructions that I have given you in the Court's jury charge and the directions provided throughout this Verdict Form. Your answer to each question must be unanimous. Some of the questions contain legal terms that are defined and explained in detail in the Final Jury Instructions and your jury binder. Please refer to and consider the Final Jury Instructions as you answer the questions in this Verdict Form.

In this Verdict Form, the following terms have the following meanings:

- **Paltalk** refers to Paltalk Holdings, Inc.
- **Cisco** refers to Cisco Systems, Inc.
- The **'858 Patent** refers to U.S. Patent No. 6,683,858
- The **Patent-in-Suit** refers to the **'858 Patent**
- The **Asserted Claims** refer collectively to claims 1, 2, 3, 4, and 5 of the **'858 Patent**


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**IT IS VERY IMPORTANT THAT YOU FOLLOW THE INSTRUCTIONS
PROVIDED IN THIS VERDICT FORM**

**READ THEM CAREFULLY AND ENSURE THAT YOUR
VERDICT COMPLIES WITH THEM**

We, the jury, unanimously agree to the answers to the following questions and return them as our verdict in this case:

QUESTION 1: DIRECT INFRINGEMENT

Directions: In answering Question 1 below, please answer either “Yes” or “No” for each listed claim. If you answer “No” for claim 1, you must answer “No” for claims 2-5.

QUESTION 1: Has **Paltalk** proven by a preponderance of the evidence that **Cisco** directly infringed the following claims of the Patent-in-Suit? “Yes” is a finding for **Paltalk**. “No” is a finding for **Cisco**.

The '858 Patent

Claim 1: Yes ☒ No ☐

Claim 2: Yes ☒ No ☐

Claim 3: Yes ☒ No ☐

Claim 4: Yes ☒ No ☐

Claim 5: Yes ☒ No ☐

QUESTION 2: INVALIDITY- OBVIOUSNESS

Directions: In answering Question 2 below, please answer either “Yes” or “No” for each listed claim.

QUESTION 2: Has Cisco proven by clear and convincing evidence that the following claims of the Patent-in-Suit are invalid based on obviousness? “Yes” is a finding for Cisco. “No” is a finding for Paltalk.

The '858 Patent

Claim 1: Yes _____ No ✓

Claim 2: Yes _____ No ✓

Claim 3: Yes _____ No ✓

Claim 4: Yes _____ No ✓

Claim 5: Yes _____ No ✓

QUESTION 3: INVALIDITY- WRITTEN DESCRIPTION

Directions: In answering Question 3 below, please answer either “Yes” or “No” for each listed claim.

QUESTION 3: Has Cisco proven by clear and convincing evidence that the following claims of the Patent-in-Suit are invalid for inadequate written description? “Yes” is a finding for Cisco. “No” is a finding for Paltalk.

The '858 Patent

Claim 2: Yes _____ No ✓

Claim 3: Yes _____ No ✓

You should proceed to answer Question 4 only if:

- (1) you answered “YES” for any claim or claims in Question 1, AND**
- (2) you answered “NO” for the same claim or claims in Questions 2 and 3.**

QUESTION 4: DAMAGES

QUESTION 4: If you found any Asserted Claim of the '858 Patent both infringed and not invalid, what is the amount of damages that **Paltalk** has proven by a preponderance of the evidence that it is entitled to for **Cisco's** infringement of the Asserted Claims of the Patent-in-Suit?

\$ 65,720,700

Please proceed to the **FINAL PAGE**.

FINAL PAGE OF THE JURY VERDICT

You have now reached the end of the Verdict Form and should review it to ensure it accurately reflects your **unanimous** determinations. The Jury Foreperson should then sign and date the Verdict Form in the spaces below. Once this is done, notify the Court Security Officer that you have reached a verdict. The Jury Foreperson should keep the Verdict Form and bring it when the jury is brought back into the courtroom.

Signed this 29 day of August, 2024.

Jury Foreperson

**SIGN
HERE**